

Attorney Docket No.: 13513-006001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#10 / Election

Applicant : RUSSELL A. HOUSER et al. Art Unit : 3711
Serial No. : 10/050,944 Examiner : Raleigh W. Chiu
Filed : January 22, 2002
Title : Athletic devices and other devices with superelastic components

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

In the Restriction Requirement dated June 17, 2003, the Office states that the claims are directed to two inventions: Group I (claims 13, 15-21, 25-30, 35, and 36) drawn to a ski or snowboard and Group II (claims 31-34) drawn to a method of controlling a ski or snowboard. Applicants elect with traverse the claims of Group I (i.e., claims 13, 15-21, 25-30, 35, and 36), drawn to a ski or snowboard. This election is made with traverse because the Applicants respectfully submit that the search and examination of the entire application can be made without serious burden on the Examiner, as described at MPEP § 803. As support for this assertion, Applicants note that both independent claims 13 and 31 recite a ski or snowboard that includes a superelastic component that provides an elastic response of the ski or snowboard to a deflection.

Applicant asks that all claims be examined and allowed. Please contact the undersigned if there are any questions about this response.

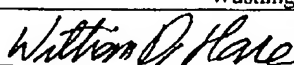
Respectfully submitted,



William D. Hare
Reg. No. 44,739

Date: July 17, 2003

1787 Verdite Street
Livermore, CA 94550 USA
Telephone: (301) 806-1984
Facsimile: (925) 371-1029

CERTIFICATE OF FACSIMILE TRANSMISSION
Pursuant to 37 CFR 1.6(d) and 1.8, I hereby certify that this Response to Restriction Requirement (1 page) and facsimile cover sheet are being sent by facsimile transmission on July 17, 2003 to:
Commissioner for Patents United States Patent and Trademark Office Washington, D.C. 20231
 William D. Hare

FACSIMILE TRANSMISSION

TO: USPTO

FROM: WILLIAM D. HARE

Technology Center 3700

EXAMINER RALEIGH W. CHIU

DATE: JULY 17, 2003

Art Unit 3711

Examiner's Tel. Number: (703) 308-2247

FAX NUMBER: (703) 872-9302

TOTAL NO. OF PAGES INCL. COVER: 2

APPLICATION NO.: 10/050,944

Please find enclosed a Response to Restriction Requirement containing a certificate of transmission by facsimile.

Respectfully submitted,



William D. Hare

Reg. No. 44,739

FAX RECEIVED

JUL 17 2003

GROUP 3700

Confidentiality Note:

The information contained in this facsimile message is strictly privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this material is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone to arrange for the destruction of the communication or its return at our expense, of the original message.